

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON NATURAL RESOURCES

Call to Order: Chairman Mike Milburn, on April 15, 2009 at 3:20 P.M., in Room 472 Capitol

ROLL CALL

Members Present:

Rep. Mike Milburn, Chairman (R)
Rep. Gordon R. Hendrick, Vice Chairman (R)
Rep. JP Pomnichowski, Vice Chairman (D)
Rep. Tony Belcourt (D)
Rep. Gerald Bennett (R)
Rep. Jill Cohenour (D)
Rep. Sue Dickenson (D)
Rep. Betsy Hands (D)
Rep. Brian Hoven (R)
Rep. Tom McGillvray (R)
Rep. Mike Menahan (D)
Rep. Mike Miller (R)
Rep. Michele Reinhart (D)
Rep. Kendall Van Dyk (D)
Rep. Chas Vincent (R)
Rep. Wendy Warburton (R)

Members Excused: Rep. Anders Blewett (D)
Rep. Scott Mendenhall (R)

Members Absent: None

Staff Present: Shirley Chovanak, Committee Secretary
Joe Kolman, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HJ 41, 4/14/2009

Executive Action: HJ 41. SB 505

00:00:02 Chairman Milburn

HEARING ON HJ 41

Opening Statement by Sponsor:

00:00:30 Rep. JP Pomnichowski (D), HJ 41, opened the hearing on HJ 41, Study opencut mining.

Proponents' Testimony:

00:04:59 Richard Opper, Director, Department of Environment Quality (DEQ)

00:08:48 Myra Shults, Attorney, Montana Association of Counties

00:09:21 Cary Hegreberg, Montana Contractors Association

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:11:27 Rep. Warburton

00:12:26 Mr. Opper

00:14:30 Rep. Warburton

00:15:03 Mr. Opper

00:16:31 Rep. Miller

00:16:46 Mr. Opper

Closing by Sponsor:

00:16:56 Rep. Pomnichowski

00:18:06 Chairman Milburn

EXECUTIVE ACTION HJ 41

00:18:21 **Motion:** Rep. Pomnichowski moved that **HJ 41 DO PASS.**

Discussion:

00:18:31 Rep. Hendrick

00:19:11 Rep. Pomnichowski

00:21:43 Rep. Hendrick

00:22:33 Rep. Pomnichowski

00:24:23 Rep. Cohenour

00:26:40 Rep. Hoven

00:28:26 Rep. Dickenson
00:30:53 Chairman Milburn

00:32:01 **Vote:** Motion carried 10-8 by roll call vote with Reps. Hendrick, McGillvray, Bennett, Belcourt, Vincent, Warburton, and Milburn voting no. Reps. Blewett, Mendenhall, and Van Dyk voted by proxy.

00:33:14 Rep. Hendrick
00:34:42 Rep. Hoven
00:34:50 Rep. Reinhart

00:35:08 **Motion:** Rep. Hendrick moved that **SB 505 BE RECONSIDERED.**

Discussion:

00:35:41 Rep. Reinhart
00:36:15 Joe Kolman, Legislative Fiscal Division

00:38:04 **Vote:** Motion failed 9-9 by roll call vote with Reps. Hendrick, Mendenhall, Miller, Hoven, McGillvray, Bennett, Vincent, Warburton, and Milburn voting aye. Reps. Mendenhall, Van Dyk, and Blewett voted by proxy.

ADJOURNMENT

00:40:38 Adjournment: 4:00 P.M.

Shirley Chovanak, Secretary

SC

Additional Documents:

EXHIBIT ([nah80aad.pdf](#))